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**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

DEBRA ZANETTI and DANIEL
TRONGONE, class representatives on
behalf of themselves and others similarly
situated,

Plaintiffs,

V.

IKO MANUFACTURING, INC., a
Delaware Corporation,

Defendants.

Civil Action No. 09-CV-02017
(DRD/MAS)

**DEFENDANT’S MOTION FOR AN
EXTENSION OF TIME TO ANSWER
OR OTHERWISE RESPOND TO
PLAINTIFFS’ AMENDED
COMPLAINT PENDING JUDICIAL
PANEL ON MULTIDISTRICT
LITIGATION DECISION**

TO: Clerk
U.S. District Court
District of New Jersey
50 Walnut Street
Newark, New Jersey 07101

SIR:

PLEASE TAKE NOTICE that on September 8, 2009, at 9:00 a.m. in the fore noon, or as soon thereafter as counsel may be heard, Defendant IKO Manufacturing, Inc. (herein after the “IKO”), by and through its attorneys, Schwartz Kelly, LLC, shall move


this Honorable Court for an Order deferring the time within which it may answer or otherwise respond to Plaintiffs' Amended Complaint to thirty (30) days after the Judicial Panel on Multidistrict Litigation renders its decision on the location for the consolidated proceedings.

AND TAKE FURTHER NOTICE that IKO shall rely upon the Certification of Vanessa M. Kelly, Esq. in support of its motion. A proposed form of Order has been submitted with this application.

SCHWARTZ KELLY, LLC

Attorneys For IKO Manufacturing, Inc.

By:



Vanessa M. Kelly
A Member of the Firm

Dated: August 11, 2009